

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

NANCY EBRIGHT,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

\_\_\_\_\_ /

Case No. 1:20-cv-752

HON. JANET T. NEFF

**ORDER**

Plaintiff seeks judicial review of a decision of the Commissioner of the Social Security Administration. 42 U.S.C. § 405(g). The matter was referred to the Magistrate Judge, who issued a Report and Recommendation on November 22, 2021 (ECF No. 25), recommending that the Commissioner's decision be reversed, and the matter be remanded pursuant to sentence four of 42 U.S.C. § 405(g). The Report and Recommendation was duly served on the parties. No objections have been filed. See 28 U.S.C. § 636(b)(1). Accordingly:

**IT IS HEREBY ORDERED** that the Report and Recommendation of the Magistrate Judge (ECF No. 25) is APPROVED and ADOPTED as the Opinion of the Court, and the decision of the Commissioner of Social Security is REVERSED and the matter is REMANDED.

**IT IS FURTHER ORDERED** that, on remand, the Commissioner should re-evaluate Dr. Syed's opinion with respect to the limitations arising from Plaintiff's degenerative disc disease and the amount of time that Plaintiff would spend "off task" and be absent from work.

A Judgment will be entered consistent with this Order.

Dated: December 7, 2021

/s/ Janet T. Neff  
JANET T. NEFF  
United States District Judge